



PTO/SB/81 (08-08)

Approved for use through 08/31/2008. OMB 0651-0031

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNAVOIDABLY UNDER 37 CFR 1.137(a)		Docket Number (Optional)
First Named Inventor: <u>James Harralson</u> Application Number: <u>101053, 920</u> Filed: <u>JANUARY 24, 2002</u>	Art Unit: <u>1723</u> Examiner: <u>Joseph Dudge</u>	
Title: <u>Portable DIALYSIS Machine</u>		
Attention: Office of Petitions Mail Stop Petition Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450		
NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (571) 272-3282.		
The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.		
APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION. NOTE: A grantable petition requires the following items: <ol style="list-style-type: none"> (1) Petition fee. (2) Reply and/or issue fee. (3) Terminal disclaimer with disclaimer fee – required for all utility and plant applications filed before June 8, 1995, and for all design applications; and (4) Adequate showing of the cause of unavoidable delay. 		
1. Petition fee <div> <input checked="" type="checkbox"/> Small entity – fee \$ <u>255.00</u> (37 CFR 1.17(I)). Applicant claims small entity status. See 37 CFR 1.27. </div> <div> <input type="checkbox"/> Other than small entity – fee \$ _____ (37 CFR 1.17(I)). </div>		
2. Reply and/or fee <div> A The reply and/or fee to the above-noted Office action in the form of _____ (Identify the type of reply): <div> <input type="checkbox"/> has been filed previously on _____ <input checked="" type="checkbox"/> is enclosed herewith. </div> </div> <div> B The issue fee of \$ _____ <div> <input type="checkbox"/> has been filed previously on _____ <input type="checkbox"/> is enclosed herewith. </div> </div>		

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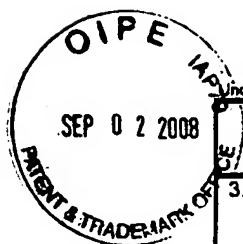
This collection of information is required by 37 CFR 1.137(e). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 8 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

The PTO did not receive the following listed item(s) as it

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1.00 OP01 FC:2452
02 FC:9998



PTO/SB/61 (08-08)

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3. Terminal disclaimer with disclaimer fee

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. An adequate showing of the cause of the delay, and that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition under 37 CFR 1.137(a) was unavoidable, is enclosed.

WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.

James D. Harraway

Signature

8/27/08

Date

JAMES D. Harraway

Typed or printed name

A2207 6th St West Suite #106

Address

Registration Number, if applicable

6d-341-4466

Telephone Number

Enclosure ☒ Fee Payment

☒ Reply

☐ Terminal Disclaimer Form

☐ Additional sheets containing statements establishing unavoidable delay

☐

CERTIFICATE OF MAILING OR TRANSMISSION (37 CFR 1.8(a))

I hereby certify that this correspondence is being:

☒ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (571) 273-8300.

8/27/08

Date

Elizabeth R Harraway

Signature

Elizabeth R. Harraway

Typed or printed name of person signing certificate



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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNAVOIDABLY UNDER 37 CFR 1.137(a)**

NOTE: The following showing of the cause of unavoidable delay must be signed by all applicants or by any other party who is presenting statements concerning the cause of delay.

James Harraway

Signature

Date

JAMES Harraway

Typed or printed name

Registration Number, if applicable

(In the space provided below, please explain in detail the reasons for the delay in filing a proper reply.)See Attach

(Please attach additional sheets if additional space is needed.)

American Medical Diagnostic Laboratories, Inc.

Medical Center for Cancer Prevention and Diagnosis, Inc.

Rahim Karjoo, M.D., F.A.S.C.P./F.C.A.P.
President/Director

1623 E. Edinger
Santa Ana, CA 92705
Tel: (714) 648-0261 • Fax: (714) 648-0263



STATEMENT BY THE TREATING PHYSICIAN

To Whom It May Concern:

Mr. James Harraway has been my Patient in the cardiac unit at our Medical Center, since he was diagnosed with a Traumatic Stroke Injury. He also had a fracture ~~of~~ Fracture arm. His Traumatic Stroke status thereafter was less than recovered; he had to have Rehabilitation from September 5, 2004 up until February 17, 2005. So now it is my opinion that he has recovered tremendously given the Injury that he suffered.

I encourage him to continue his work but take it slow; with the help of his wife I'm sure he will be successful in his future endeavors.

A handwritten signature in black ink, appearing to read "Rahim Karjoo".

DR. Rahim Karjoo, M.D.



DEPARTMENT OF VETERANS AFFAIRS

**Greater Los Angeles Healthcare System
11301 Wilshire Boulevard
Los Angeles CA 90073**

In Reply Refer To:

To Whom It May Concern:

8/25/08

I am writing this letter in regards to inform you that Mr. James Harraway has been diagnosed with Traumatic Stroke Injury from the time of January 31, 2004. James status Thereafter was less than recovered. In February 2005 Mr. James Harraway had another Set back, James had been admitted for chest pains and we decided that he needed surgery; we had to place stints in his arteries. In June of 2007 James was diagnosed with severe coronary artery occlusive disease. Obstructive sleep apnea, hyperlipidemia, hypertension uncontrolled, acute renal failure, patient was noted to have paralysis in the right arm and the right leg and neurological disorder we decided that he needed to have coronary artery bypass surgery.

Mr. Harraway has successfully came through his surgery, right after surgery, the next day James had a stroke, and his renal function had progressively deteriorated, Mr. Harraway still held on and kept pushing, and he is a fighter. With the help of rehabilitation and the help of his wife, with time he should recover tremendously given the traumatic surgery that he pulled through, along with the traumatic strokes in the past we are looking forward to seeing him recovery in a good way.


Dr. Mahendra, Tom MD, FRCS, FACS

Bakersfield Ambulatory
Care Center
1801 Westwind Dr.
Bakersfield, CA 93301
805 632-1800

Los Angeles Ambulatory
Care Center
351 E. Temple St.
Los Angeles, CA 90012
213 253-2677

Santa Barbara Ambulatory
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4440 Calle Real
Santa Barbara, CA 93110
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Center and Nursing Home
16111 Plummer Street
Sepulveda, CA 91342
818 891-7711

West Los Angeles
Healthcare Center
11301 Wilshire Blvd.
Los Angeles, CA 90073
310 478-3711

Running head: APPLICATION/CONTROL NUMBER: 10/053,920



Application/Control Number: 10/053,920

James Harraway

Application/Control Number: 10/053,920

My name is James Harraway, I had talked to someone in your patent office and explained to them why I did not respond to the office response when it was sent to me. The reason that I did not respond is because I was unable at the time which was around August 2003 I had a stroke.

During this particular time I had a stroke and was receiving rehabilitation and then I had double pass open heart surgery in the year of 2007, I also had a stroke after surgery. This horrific surgery caused me to lose a lot of my memory and as things began to come to remembrance, I remembered my patent. I would like to pursue and complete my patent and receive my patent number as you deem so.

I was told by the person who answered the telephone that I would have to send a letter of explanation to the patent people and a check for \$251.00 dollars. I am sending this in as requested so that I may pick up where I left off. Thank you so much for considering my response.

Sincerely,


James Harraway

7/29/08